

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

628Q0372

## SENATE BILL NO. 152

Introduced by: Senators Jerstad, Ahlers, Bartling, Brown, Gant, Hansen (Tom), Hanson (Gary), Hundstad, Kloucek, Merchant, Miles, and Peterson and Representatives Blake, Curd, Fargen, Hunhoff (Bernie), Krebs, Lederman, Moser, Russell, Sly, Street, and Vanderlinde

1 FOR AN ACT ENTITLED, An Act to prohibit the physical presence of registered sex offenders  
2 at certain day care, preschool, and elementary school premises under most circumstances  
3 and to provide a penalty therefor.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That chapter 22-24B be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 No person who is required to register as a sex offender as defined in this chapter may  
8 knowingly enter the physical premises of any licensed day care center or preschool or any public  
9 or private elementary school unless the person is the biological or adoptive parent of a child who  
10 is enrolled at that day care center, preschool, or elementary school.

11 A violation of this section is a Class 6 felony.

